

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

In re:

SHOOK & FLETCHER INSULATION CO., )

Debtor-in-Possession. )

Case No. 02-02771-BGC-11

**ORDER APPROVING NOTICE PROCEDURES  
FOR INDIVIDUAL ASBESTOS CLAIMANTS**

**ENTERED**

MAY 02 2002

Clerk, U.S. Bankruptcy Court  
Northern District of Alabama  
By:                     

This matter came before the Court on a Motion To Approve Notice Procedures for Individual Asbestos Claimants, filed on April 8, 2002, by the Debtor; and on the Objection of Travelers Casualty & Surety Company to Debtor's Motion To Approve Notice Procedures for Individual Asbestos Claimants filed on April 16, 2002, by Travelers Casualty & Surety Company. After notice, a hearing was held on April 17, 2002. Appearing were: Richard Carmody and Richard Wyron, the attorneys for the debtor; Clark Watson, David Woll, Kenneth Ziman and Eric Ray, the attorneys for Travelers Casualty & Surety Co.; Scott Williams, the futures representative; Robert Fishman, the attorney for Scott Williams; Nancy Davis, the attorney for the unofficial asbestos claimants committee; John Whittington and Lloyd Peebles, the attorneys for the equity security holders; Shawn Ramey, the attorney for Shook & Fletcher Supply Co.; and Clinton Pittman, the attorney for SouthTrust Bank.

Based on the pleadings and the arguments of counsel, it is hereby ORDERED:

1. Each attorney who represents one or more Individual Asbestos Claimants in connection with claims against the Debtor is directed to file with the Court the Request for Notices and Statement of Representation of Individual Asbestos Claimants attached to this order as Exhibit 1 with Schedule "A".<sup>1</sup> Each Exhibit 1 shall include a list of such attorney's clients, prepared as described in Schedule "A" attached to this order. A copy of each filed Exhibit 1, along with the exhibit's Schedule "A" shall be served on each party identified in the certificate of service following Schedule "A". Upon the filing a completed Exhibit 1 with Schedule "A", the Court hereby excuses such counsel from all other requirements under Federal Rule of Bankruptcy Procedure 2019.

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<sup>1</sup>For purposes of this Order, the term "Individual Asbestos Claimants" means individuals asserting damages for injuries alleged to result from exposure to asbestos and asbestos-related products..

2. The Debtor is authorized to serve those notices which are directed to all creditors upon Individual Asbestos Claimants by serving the attorneys at law or in fact, or other agents designated in a filed Exhibit 1 with Schedule "A". With respect to Individual Asbestos Claimants known to the Debtor, (but for whom no attorney at law or in fact or other agent has filed such a Statement by the date upon which a notice is required by the Court to be sent), the Debtor is authorized to send such notice to such Individual Asbestos Claimant at the last known address provided to the Debtor. That address may be in care of such individual's counsel.
3. Filing a completed Exhibit 1 with Schedule "A" with the Court and mailing copies to the parties specified in the certificate of service following Schedule "A" shall satisfy the requirements for service of pleadings in this case. All other requirements for service of an Exhibit 1 with Schedule "A" are waived.
4. The Court shall retain jurisdiction with respect to any matter or dispute arising from or related to the implementation of this Order.

Done this 2<sup>nd</sup> day of May, 2002.

  
BENJAMIN COHEN  
United States Bankruptcy Judge

**EXHIBIT 1 with SCHEDULE "A"**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

In re: )  
 )  
SHOOK & FLETCHER INSULATION CO., ) Case No. 02-02771-BGC-11  
 )  
Debtor-in-Possession. )

**REQUEST FOR NOTICES AND STATEMENT OF  
REPRESENTATION OF INDIVIDUAL ASBESTOS CLAIMANTS**

I, [Name of Attorney], of [Name of Law Firm] hereby submit this Request for Notices and Statement of Representation of Individual Asbestos Claimants [Exhibit 1 with Schedule "A"] and state as follows:

1. This Exhibit 1 with Schedule "A" is filed pursuant to the Court's Order Approving Notice Procedures for Individual Asbestos Claimants.
2. I represent the Individual Asbestos Claimants listed in Schedule "A" attached hereto. I am the agent of such Individual Asbestos Claimants for purposes of Bankruptcy Rule 2002(g) for all notices issued in connection with this case.
3. I agree to accept, on behalf of each of the Individual Asbestos Claimants listed on Schedule "A", all notices and documents required to be served upon such Individual Asbestos Claimants in this case.
4. I am authorized to act on behalf of all Individual Asbestos Claimants on the attached Schedule "A" in all matters in or relating to In Re Shook & Fletcher Co., Bankruptcy Case No. 02-02771-BGC-11, pending in the United States Bankruptcy Court for the Northern District of Alabama.
5. As confirmed by the ballots filed in this regard, for those Individual Asbestos Claimants for whom I did cast a Master Ballot for Accepting or Rejecting the Plan of Reorganization Under Chapter 11 of the United States Bankruptcy Code of Shook & Fletcher Insulation Co. (The "Plan") to be Used by Attorneys in Fact for Holders of Claims in Classes 5, 6 and/or 10, I certify that:
  - A. Pursuant to Item 1 on the Master Ballot, I acted under a proxy or power of attorney, or other written evidence of agency granted by those identified on the ballot, and that I had full power and authority to cast the ballot;
  - B. Pursuant to Item 3 on the Master Ballot, I provided a copy of the Disclosure Statement and Plan with exhibits to each claimant listed on the ballot or referred to in an attachment to that ballot.

\_\_\_\_\_  
Attorney Signature  
[Name of Lawyer - Law Firm]  
[Address - Telephone]

**SCHEDULE "A" - List of Individual Asbestos Claimants**  
**[to Exhibit 1 - Request for Notices and Statement of**  
**Representation of Individual Asbestos Claimants]**

Each Schedule "A" shall be filed in the form described below.

1. Each individual asbestos claimant shall be listed only with an identification number and name.
2. As the example below demonstrates, each individual asbestos claimant shall be identified by a chronological number followed by the attorney's three initials.
3. Each identification number is followed by a comma - **but not a space**.
4. The individual asbestos claimant's name follows the comma - **without a space**.
5. Each name is listed FIRST name first [with a space] SECOND name second [with a space] THIRD name third. Any modifiers such as Jr. or III follow the last name after a space - **BUT WITHOUT A COMMA OR PERIOD**.
6. This Schedule "A" shall be provided to the Court on **BOTH** a written document and on a computer disk in whatever word processing software is used.

**EXAMPLE LIST**

[Attorney Name] – [Attorney Initials]

1BGC,John Doe  
2BGC,Jane Doe  
3BGC,John K Doe Jr  
4BGC,James Henry Smith III

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Attorney Signature  
[Name of Lawyer - Law Firm]  
[Address - Telephone]

**CERTIFICATE OF SERVICE**  
**For Exhibit 1 with Schedule "A"**

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 2002, I filed a copy of this Exhibit 1 with Schedule "A" with the Court and served a copy by first class mail, postage prepaid, upon:

Richard P. Carmody, Esq.  
Lange, Simpson, Robinson & Somerville LLP  
2100 3<sup>rd</sup> Avenue North, Suite 1100  
Birmingham, AL 35203-3367

R. Scott Williams, Esq.  
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Mount Pleasant, SC 29465

W. Clark Watson, Esq.  
Balch & Bingham LLP  
1901 Sixth Avenue North, Suite 2600  
Birmingham, AL 35203

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Attorney Signature  
[Name of Lawyer - Law Firm]  
[Address - Telephone]